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18 DEMETRIC DI-AZ and OWEN DIAZ

19 [Additional Attorneys Appear on Signature Page]

20 **STATES DISTRICT COURT**
21 **NORTHERN DISTRICT OF CALIFORNIA**
22

23 DEMETRIC DI-AZ, OWEN DIAZ AND
24 LAMAR PATTERSON

25 Plaintiffs,

26 v.

27 TESLA, INC. DBA TESLA MOTORS,
INC., CITISTAFF SOLUTIONS, INC.;
28 WEST VALLEY STAFFING GROUP;

Case No. 17-cv-06748-WHO

**JOINT STIPULATION AND [PROPOSED]
ORDER TO CONTINUE DEPOSITION OF
ERIN MARCONI**

FAC Filed:
Trial Date:

December 26, 2018
March 2, 2020

1 CHARTWELL STAFFING SERVICES,
2 INC.; NEXTSOURCE, INC.; and
DOES 1-10, inclusive

3 Defendants.

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1 Pursuant to Northern District of California Civil Local Rules 6-2 and 7-12, Plaintiffs
2 DEMETRIC DI-AZ and OWEN DIAZ (“Plaintiffs”) and Defendants TESLA, INC. DBA TESLA
3 MOTORS, INC. (“Tesla”), by and through their respective counsel, hereby stipulate and agree as
4 follows:

5 WHEREAS, Plaintiff filed the First Amended Complaint on December 26, 2018. (Dkt. No.
6 57). Defendant Answered the First Amended Complaint on January 1, 2019. (Dkt. No. 63).

7 WHEREAS, the Court’s October 3, 2019 Order on Discovery Disputes requires all
8 deposition to be completed by October 15, 2019. (Dkt. No. 93).

9 WHEREAS, Plaintiffs served on Tesla an Amended Notice of Deposition of Erin Marconi
10 and an Amended Subpoena to Testify at Deposition in a Civil Action for Erin Marconi on October
11 3, 2019.

12 WHEREAS, Plaintiffs personally served on Erin Marconi a subpoena on October 9, 2019,
13 indicating October 15, 2019, at 11 a.m. as the date for Ms. Marconi’s deposition.

14 WHEREAS, Defendant Tesla relayed to Plaintiffs that Ms. Marconi, a former employee, has
15 advised Defendant that she is not available on October 15, 2019 due to her work schedule.

16 WHEREAS, Ms. Marconi has requested that her deposition be moved to Monday, October
17 21, 2019, at 11 a.m.

18 WHEREAS, all Parties in this action agree to the continuation of Ms. Marconi’s deposition
19 to October 21, 2019, after the Court’s October 15, 2019 deadline, in order to accommodate Ms.
20 Marconi’s schedule.

21 WHEREAS, this Stipulation only applies to the deposition of Erin Marconi and the deadline
22 to complete any other depositions shall remain October 15, 2019, per the Court’s Order on
23 Discovery Disputes, unless stipulated to otherwise by the Parties.

24 NOW THEREFORE, the Parties hereby agree and stipulate as follows:

- 25 1. The deposition of Erin Marconi shall take place on October 21, 2019, at 11 a.m., at the office
26 of Alexander Krakow & Glick, LLP 1900 Avenue of the Stars, Los Angeles, CA 90067.

27 **IT IS SO STIPULATED.**
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2 Dated: October 14, 2019

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3
4 By /s/Patricia M. Jeng

5 TRACEY A. KENNEDY
6 PATRICIA M. JENG
7 REANNE SWAFFORD-HARRIS

8 Attorneys for Defendant
9 TESLA, INC. dba TESLA MOTORS, INC.

10 Dated: October 14, 2019

CALIFORNIA CIVIL RIGHTS LAW GROUP

11 By /s/Navruz Avloni

12 Lawrence A. Organ
13 Navruz Avloni
14 Attorneys for Plaintiffs
15 DEMETRIC DI-AZ and OWEN DIAZ

16 Dated: October 14, 2019

PAHL & MCCAY

17 By /s/Fenn Horton III

18 Helene Simvoulakis-Panos
19 Fenn Horton III
20 Attorneys for Defendant
21 WEST VALLEY STAFFING GROUP, INC.

22 Dated: October 14, 2019

FISHER & PHILLIPS LLP

23 By /s/Juan Araneda

24 Jason Geller
25 Juan Araneda
26 Attorneys for Defendant
27 NEXTSOURCE, INC.

1 Dated: October 14, 2019

LAFATETTE & KUMAGAI

2
3 By /s/Susan Kumagai

4 Gary Lafayette
5 Cheryl Stevens
6 Susan Kumagai
7 Attorneys for Defendant
8 CITISTAFF SOLUTIONS, INC.

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10 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

11 DATED: _____

HONORABLE WILLIAM H. ORRICK